

91st Legislative Session – 2016

Committee: House Commerce and Energy

Wednesday, February 24, 2016

P - Present
E - Excused
A - Absent

Roll Call

P Beal
P Harrison
P Hawley
P Kirschman
P Novstrup (Al)
P Stalzer
P Steinhauer
P Wiik
P Willadsen
P Wollmann
P Zikmund
E Schoenbeck, Vice-Chair
P Rounds, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Tim Rounds, Chair.

MOTION: TO APPROVE THE MINUTES OF FEBRUARY 22, 2016

Moved by: Willadsen
Second by: Wiik
Action: Prevailed by voice vote.

SB 57: redefine the term, written agreement, relating to contracts between a debtor and creditor.

Presented by: Representative Willadsen
Proponents: Curtis Everson, South Dakota Bankers Association

MOTION: DO PASS SB 57

Moved by: Harrison
Second by: Wollmann
Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Novstrup (Al), Stalzer, Steinhauer, Wiik, Willadsen, Wollmann, Zikmund, Rounds

Excused: Schoenbeck

MOTION: PLACE SB 57 ON CONSENT CALENDAR

Moved by: Wiik
Second by: Harrison
Action: Prevailed by voice vote.

SB 39: revise certain provisions concerning fees for sponsored captive insurance companies.

Presented by: Larry Deiter, Department of Labor and Regulations
Proponents: Eric Matt, SD Captive Insurance Council

MOTION: DO PASS SB 39

Moved by: Willadsen
Second by: Rounds
Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Novstrup (Al), Stalzer, Steinhauer, Wiik, Willadsen, Wollmann, Zikmund, Rounds

Excused: Schoenbeck

MOTION: PLACE SB 39 ON CONSENT CALENDAR

Moved by: Rounds
Second by: Stalzer
Action: Prevailed by voice vote.

SB 42: increase certain fees for boxing, kickboxing, and mixed martial arts competitions.

Presented by: Tom Hart, Department of Labor and Regulation

MOTION: DO PASS SB 42

Moved by: Hawley
Second by: Kirschman
Action: Prevailed by roll call vote. (10-2-1-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Stalzer, Steinhauer, Wiik, Willadsen, Wollmann, Rounds

Voting No: Novstrup (Al), Zikmund

Excused: Schoenbeck

SB 70: require certain private cemeteries to file an annual financial report.

Presented by: Representative Novstrup (Al) (Handouts: #1,#2)
Proponents: David Bordewyk, South Dakota Newspaper Association
David Owen, SD Chamber of Commerce & Industry
Jamie Mundwiler, Milbank, self
Opponents: Wade Huntington, Rapid City, self
Jim Zirbel, Aberdeen, self
Larry Cross, Huron, self

MOTION: AMEND SB 70

70sb

On page 1 of the Senate engrossed bill, delete lines 4 to 11, inclusive, and insert:

"

Section 1. That § 55-12-1 be amended to read:

55-12-1. Any persons, firms, or corporations or other forms of organization organized or engaging in the business under the laws of the State of South Dakota, or wheresoever organized and engaging in the business in the State of South Dakota, of the ownership, maintenance or operation of a cemetery, providing lots or other interment space therein for the remains of human bodies, except such organizations which are churches or religious or established fraternal societies, or municipalities or other political subdivisions of the State of South Dakota owning, maintaining or operating cemeteries, ~~or persons, firms, or corporations owning and operating cemeteries which have been in existence more than five years prior to February 28, 1955~~ shall be subject to the provisions of this chapter."

On page 2, line 2, overstrike "licensed" and insert "chartered".

On page 2, line 6, overstrike "licensed" and insert "chartered".

Moved by: Zikmund
Second by: Kirschman
Action: Prevailed by voice vote.

MOTION: DO PASS SB 70 AS AMENDED

Moved by: Zikmund
Second by: Wiik
Action: Failed by roll call vote. (5-7-1-0)

Voting Yes: Novstrup (Al), Stalzer, Wiik, Willadsen, Zikmund

Voting No: Beal, Harrison, Hawley, Kirschman, Steinhauer, Wollmann, Rounds

Excused: Schoenbeck

MOTION: DEFER SB 70 TO THE 41ST LEGISLATIVE DAY

Moved by: Wollmann
Second by: Harrison
Action: Prevailed by roll call vote. (7-5-1-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Steinhauer, Wollmann, Rounds

Voting No: Novstrup (Al), Stalzer, Wiik, Willadsen, Zikmund

Excused: Schoenbeck

MOTION: ADJOURN

Moved by: Wiik
Second by: Beal
Action: Prevailed by voice vote.

Pam Kean
Committee Secretary

Tim Rounds, Chair